

**STATE OF ILLINOIS
SECRETARY OF STATE
SECURITIES DEPARTMENT**

IN THE MATTER OF: MICHAEL D. HANKE)
_____))

FILE NO. 1100002

CONSENT ORDER OF WITHDRAWAL

TO THE RESPONDENT: Michael D. Hanke
(CRD#: 3158013)
82002 Dunham Station Drive
Tampa, Florida 33647

Michael D. Hanke (CRD#: 3158013)
C/o Ameriprise Financial Services, Inc.
5221 Ameriprise Financial Center
Minneapolis, Minnesota 55474

WHEREAS, Respondent on the 3rd day of May 2011 executed a certain Stipulation to Enter Consent Order of Withdrawal (the "Stipulation") which hereby is incorporated by reference herein.

WHEREAS, by means of the Stipulation, Respondent has admitted to the jurisdiction of the Secretary of State and service of the Notice of Hearing of the Secretary of State, Securities Department, dated March 15, 2011 in this proceeding (the "Notice") and Respondent has consented to the entry of this Consent Order of Withdrawal ("Consent Order").

WHEREAS, by means of the Stipulation, the Respondent acknowledged, without admitting or denying the truth thereof, that the following allegations contained in the Notice of Hearing shall be adopted as the Secretary of State's Findings of Fact:

1. That at all relevant times, the Respondent was registered with the Secretary of State as a salesperson in the State of Illinois pursuant to Section 8 of the Act.

2. That on December 6, 2010 FINRA entered a letter Of Acceptance, Waiver and Consent (AWC) submitted by the Respondent regarding File No. 20090167397 Which sanctioned the Respondent as follows:
 - a. 10 business day suspension in all capacities; and
 - b. fine in the amount of \$2,500.
3. That the AWC found:

OVERVIEW

In October 2008, while employed at the Firm, the Respondent guaranteed a customer against loss in violation of NASD Rules 2330(e) and 2110. The Respondent also violated Rule 2110 in that he sent unapproved electronic correspondence to a customer.

FACTS AND VIOLATIVE CONDUCT BY RESPONDENT

Customers WM and PM, a husband and wife, held six accounts, at the Firm. The portfolio value of the accounts ending September 2008 was \$254,137. When Lehman Brothers, Inc. collapsed in mid-September, together with the significant market downturn, WM and PM worked with the Respondent to rebalance their six accounts shifting into more conservative investments. After the rebalancing, WM and PM expressed dissatisfaction with the losses sustained by their portfolio. On October 20, 2008, the Respondent sent a personal email to PM where he made a guarantee to the customer against any future losses, stating he would restore the accounts' value back to the levels at the end of 2007, which was approximately \$300,000. On October 21, 2008, the Respondent sent another personal email to PM reaffirming the guarantee. On October 28, 2008, the Respondent sent a personal email to PM and withdrew the guarantee. At the end of December 2008, the portfolio value was \$209,876.

NASD Rule 2330(e) provides that no member or person associated with a member shall guarantee a customer against loss in any securities account of such customer or in any securities transaction effected by the member with or for such customer. NASD Conduct Rule 2110 requires that registered representatives "observe high standards of commercial honor and just and equitable principles of trade."

The Respondent violated NASD Rules 2330(e) and 2110.

4. That Section 8.E (1)(j) of the Act provides, inter alia, that the registration of a salesperson may be revoked if the Secretary of State finds that such Salesperson has been suspended by any self-regulatory organization Registered under the Federal 1934 Act or the Federal 1974 Act arising from any fraudulent or deceptive act or a practice in violation of any rule, regulation or standard duly promulgated by the self-regulatory Organization.
5. That FINRA is a self-regulatory organization as specified in Section 8.E(1)(j) of the Act.

WHEREAS, by means of the Stipulation, the Respondent acknowledged and agreed that the Secretary of State has adopted the following additional Finding of Fact: That the Respondent's registration as a salesperson in the State of Illinois was terminated on April 15, 2011.

WHEREAS, by means of the Stipulation Respondent has acknowledged, without admitting or denying the averments, that the following shall be adopted as the Secretary of State's Conclusion of Law:

That by virtue of the foregoing, the Respondent's registration as a salesperson in the State of Illinois is subject to revocation pursuant to Section 8.E(1)(j) of the Act.

WHEREAS, by means of the Stipulation Respondent has acknowledged and agreed that the Secretary of State will accept the April 15, 2011 termination of his registration as a salesperson in the State of Illinois and he will not re-apply for registration for a period of two (2) years from the entry of this Consent Order.

WHEREAS, by means of the Stipulation Respondent has acknowledged and agreed that he shall be levied costs incurred during the investigation of this matter in the amount of Two Hundred Fifty dollars (\$250.00). Said amount is to be paid by certified or cashier's check, made payable to the Office of the Secretary of State, Securities Audit and Enforcement Funds.

WHEREAS, by means of the Stipulation Respondent has acknowledged and agreed that he has submitted with the Stipulation a certified or cashier's check in the amount of Two Hundred Fifty dollars (\$250.00) to cover costs incurred during the investigation of this matter. Said check has been made payable to the Office of the Secretary of State, Securities Audit and Enforcement Fund.

Consent Order of Withdrawal

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WHEREAS, the Secretary of State, by and through his duly authorized representative, has determined that the matter related to the aforesaid formal hearing may be dismissed without further proceedings.

NOW THEREFORE IT SHALL BE AND IS HEREBY ORDERED THAT:

1. The Respondent shall not re-apply for registration as a salesperson in the State of Illinois for a period of two (2) years from the entry of this Consent Order.
2. The Respondent is levied costs of investigation in this matter in the amount of Two Hundred Fifty dollars (\$250.00) payable to the Office of the Secretary of State, Securities Audit and Enforcement Fund, and on May 3, 2011 has submitted Two Hundred Fifty dollars (\$250.00) in payment thereof.
3. The formal hearing scheduled on this matter is hereby dismissed without further proceedings.

ENTERED This 16 day of May 2011.



JESSE WHITE
Secretary of State
State of Illinois

Daniel A. Tunick
Enforcement Attorney
Illinois Securities Department
Office of Secretary of State
69 West Washington St.- Suite 1220
Chicago, IL 60602
Telephone: 312.793.4433
Facsimile: 312.793.1202